

**REPORT TO CITY CLERK  
SPECIAL DESIGNATED LICENSE APPLICATION**

**Log # 228 - 244**

☒ Police  
☐ City Attorney  
☐ Bureau of Fire Prevention  
☐ Health Department

**DATE: 6/3/11  
Return by: 6/1611**

**CATERER: X**

**NON - CATERER:**

**APPLICANT NAME & ADDRESS: JAMES BALLARD FOR JAMES ARTHUR VINEYARDS,  
2001 W. RAYMOND ROAD**

**DATE & HOURS OF EVENT : FALLBROOK FARMER'S MARKET, 570 FALLBROOK BLVD ON  
PRIVATE PROPERTY: JUNE 23, 30; JULY 7. 14, 21, 28; AUGUST 4, 11, 18, 25; SEPTEMBER  
1, 8, 15, 22, 29; OCTOBER 6, 13, 2011**

**ALTERNATE DATE(S): NONE**


**RECOMMENDATION OF APPROVAL OR DENIAL**

 **APPROVED**

**CONDITIONS** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ **DENIED**

**REASON(S) FOR** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

 **843**  
Signature

**6-13-11**  
Date

(If needed, use back for additional space)

**PUBLIC HEARING BEFORE COUNCIL: JUNE 20, 2011**

(SDLRPT.JER)

**RECEIVED**

**JUN 13 2011**

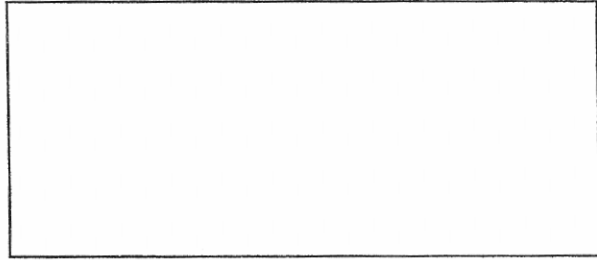
**TECHNICAL  
INVESTIGATIONS UNIT**

APPLICATION FOR SPECIAL  
DESIGNATED LICENSE  
RETAIL LICENSE HOLDERS

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: www.lcc.ne.gov/

6/23

228



**BEFORE SUBMITTING APPLICATION TO THE LIQUOR CONTROL COMMISSION**

- ☐ Include approval from the City, Village or County Clerk where the event is to be held
- ☐ A license fee \$40 (payable to Nebraska Liquor Control Commission) for each day/event to be licensed (i.e. if you have two separate areas at one event they both need to be licensed) (unless licensed as a K Caterer no fees required)
- ☐ Application MUST be received at the Liquor Control Commission Office no later than 10 working days prior to event (excluding weekends, Federal and State observed holidays)

**COMPLETE ALL QUESTIONS**

1. Type of alcohol to be served and/or consumed

☐ Beer ☒ Wine ☐ Distilled Spirits

2. Liquor license number and class (i.e. C-55441)

YK 36431

3. Licensee name (last, first, middle), Corporate name, Limited Liability Company (LLC)

NAME: James Arthur Vineyards

ADDRESS: 2001 W. Raymond Rd.

CITY Raymond

ZIP 68428

4. Location where event will be held; name, address, city, county, zip code

ADDRESS: Fallbrook Farmers Market, 570 Fallbrook Blvd.

CITY Lincoln

ZIP 68521

COUNTY Lancaster

FILED  
FILED

JUN 2 2011

CITY CLERK'S OFFICE  
LINCOLN, NEBRASKA

- a. Is this location within the city/village limits? ☒ YES ☐ NO
- b. Is this location within the 150' of church, school, hospital or home aged/indigent or for veterans their wives? ☐ YES ☒ NO
- c. Is this location within 300' of any university or college campus? ☒ YES ☐ NO (Concordia)

Must be consecutive days

5. Date(s) and Time(s) of event (no more than six (6) consecutive days on one application)

Date <u>JUNE 23, 2011</u>	Date	Date	Date	Date	Date
Hours From <u>3:30 PM</u>	Hours From	Hours From	Hours From	Hours From	Hours From
To <u>7:30 PM</u>	To	To	To	To	To

a. Alternate date: —

b. Alternate location: —  
(Alternate date or location must be approved by local)

6. Indicate type of activity to be carried on during event  
☐ Dance ☐ Reception ☐ Fund Raiser ☐ Beer Garden ☒ Sampling/Tasting ☐ Other —

7. Description of area to be licensed  
☐ Inside building, dimensions of area to be covered IN FEET — x —  
Name of building — (not square feet or acres)

☒ Outdoor area dimensions of area to be covered IN FEET — x —  
(not square feet or acres)

\* see draw

If outdoor area, how will premises be enclosed

☐ fence, type of fence ☐ snow fence ☐ chain link ☐ cattle panels ☒ other —

☐ tent

☒ other, explain street barricades - with no alcohol beyond this point  
signs posted.

\*If both inside and outdoor area to be licensed include simple sketch

8. How many attendees do you expect at event? 200

9. If over 150, indicate the steps that will be taken to prevent underage persons from obtaining alcohol beverages. customers will be carded at the corporate tent and banded or marked in such a way to show they're of legal age. The

10. Will premises to be covered by license comply with all Nebraska sanitation laws? Will also be checked by the winery "necessary."  
☒ YES ☐ NO

a. Are there separate toilets for both men and women? ☒ YES ☐ NO

11. Where will you be purchasing your alcohol ☐ wholesaler ☐ retailer ☐ both \*be provided by winery

12. Will there be any games of chance operating during the event? ☐ YES ☒ NO  
If so, describe activity —

NOTE: Only games of chance approved by the Department of Revenue, Charitable Gaming Division are permitted. All other forms of gambling are prohibited by State Law: There are no exceptions for Non Profit Organizations or any events raising funds for a charity. This is only an application for a Special Designated License under the Liquor Control Act and is not a gambling permit application.

13. Any other information or requests for exemptions:

14. Name and **telephone number/cell phone number** of immediate supervisor. This person will be at the location of the event when it occurs, able to answer any questions from Commission and/or law enforcement before and during the event, and who will be responsible for ensuring that any applicable laws, ordinances, rules and regulations are adhered to.

JAMES M. BALLARD Phone: Before 402.783.5255 During 402.890.3519  
Print name of Event Supervisor

J-M. Ballard  
Signature of Event Supervisor

Consent of Authorized Representative/Applicant

15. I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

sign here J-M. Ballard owner 6.02.11  
Authorized Representative/Applicant Title Date

JAMES M. BALLARD  
Print Name

This individual must be listed on the application as an officer or stockholder unless a letter has been filed appointing an individual as the catering manager allowing them to sign all SDL applications.

---

The law requires that no special designated license provided for by this section shall be issued by the Commission without the approval of the local governing body. For the purposes of this section, the local governing body shall be the city or village within which the particular place for which the special designated license is requested is located, or if such place is not within the corporate limits of a city or village, then the local governing body shall be the county within which the place for which the special designated license is requested is located.

---

**\* THE FOLLOWING SUPPLEMENTAL FORM IS REQUIRED FOR ALL OUTDOOR EVENTS \***

**SPECIAL DESIGNATED LICENSE APPLICATION  
SUPPLEMENTAL FORM**

The Special Designated License process is not intended to be used as a means to expand the existing licensed premise.

Name of Event: Fallbrook Farmers Market

Applicant and Sponsoring Organization or Person (if applicable): James Arthur Vineyards

Date of Event: \_\_\_\_\_ Time of Event: 3:30- 7:30 p.m.

Has the applicant applied for and received liquor liability insurance? ☒ Yes ☐ No

Number of persons expected to attend: 200+ Number of persons under 21 expected: not sure

Is the event open to the public? ☒ Yes ☐ No

How will you ensure that minors will not be served or consume beverages containing alcohol: before being served, customers will have to present ID to Corporate tent and/or the wine tent to get either banded or stamped to show they are of legal age.

Will food be served? ☐ Yes ☒ No

If yes, please list food to be served: \_\_\_\_\_

Will non-alcoholic beverages be served: ☒ Yes ☐ No  
If yes, please list non-alcoholic beverages to be served: water/lemonade/soda

Please identify the beverages containing alcohol that will be served: ☒ Wine ☐ Beer ☐ Distilled Spirits

Will this be a cash or complimentary bar? ☒ Cash ☒ Complimentary (tastings)

Who will serve the beverages containing alcohol? the owners/salespeople of James Arthur Vineyards

Have the designated servers received responsible beverage service training? ☐ Yes ☒ No

Will there be a charge for admission? ☐ Yes ☒ No

In the last 12 months, have you received notice of a liquor law violation that occurred during an event at which you were the special designated licensee? ☐ Yes ☒ No

If so, explain: \_\_\_\_\_

J. M. Ballard

Applicant's Signature

June 2, 2012

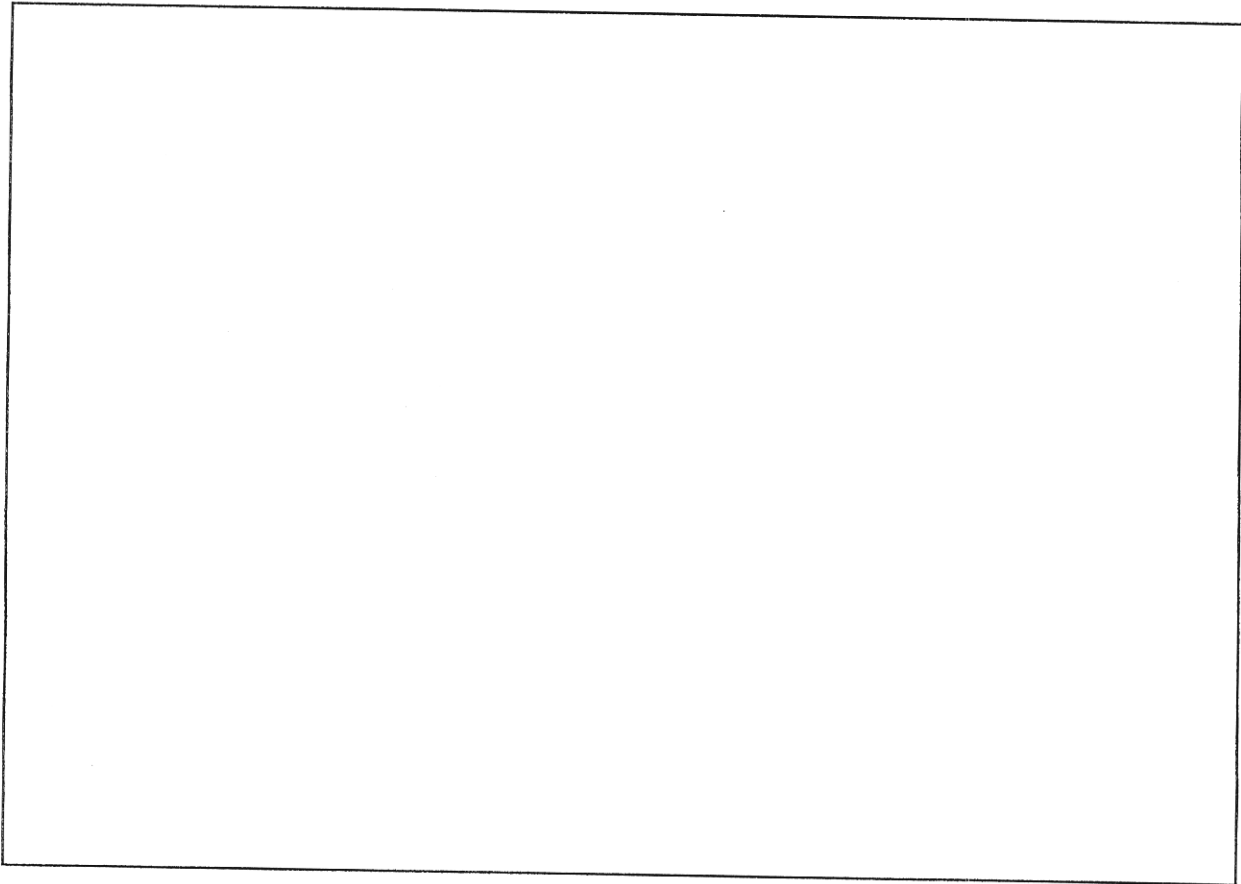
Date

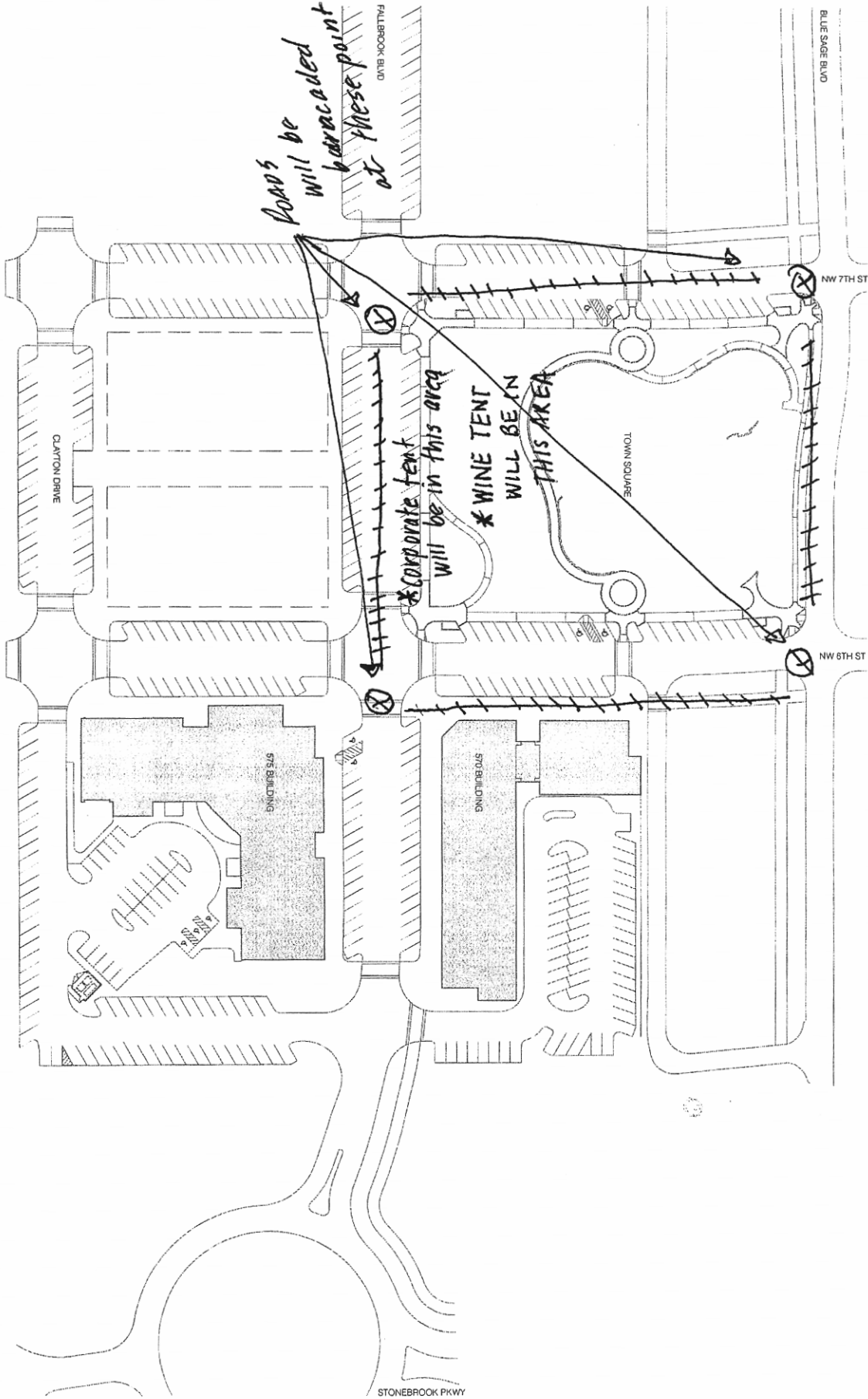
**\*THE FOLLOWING SUPPLEMENTAL FORM IS REQUIRED FOR ALL OUTDOOR EVENTS\***

**SUPPLEMENTAL FORM FOR SITE PLAN INFORMATION**

**Please provide a drawing showing the following. Provide as much detail as possible to ensure your application is not returned to you for more information. Attach additional drawings, dimensions if necessary.**

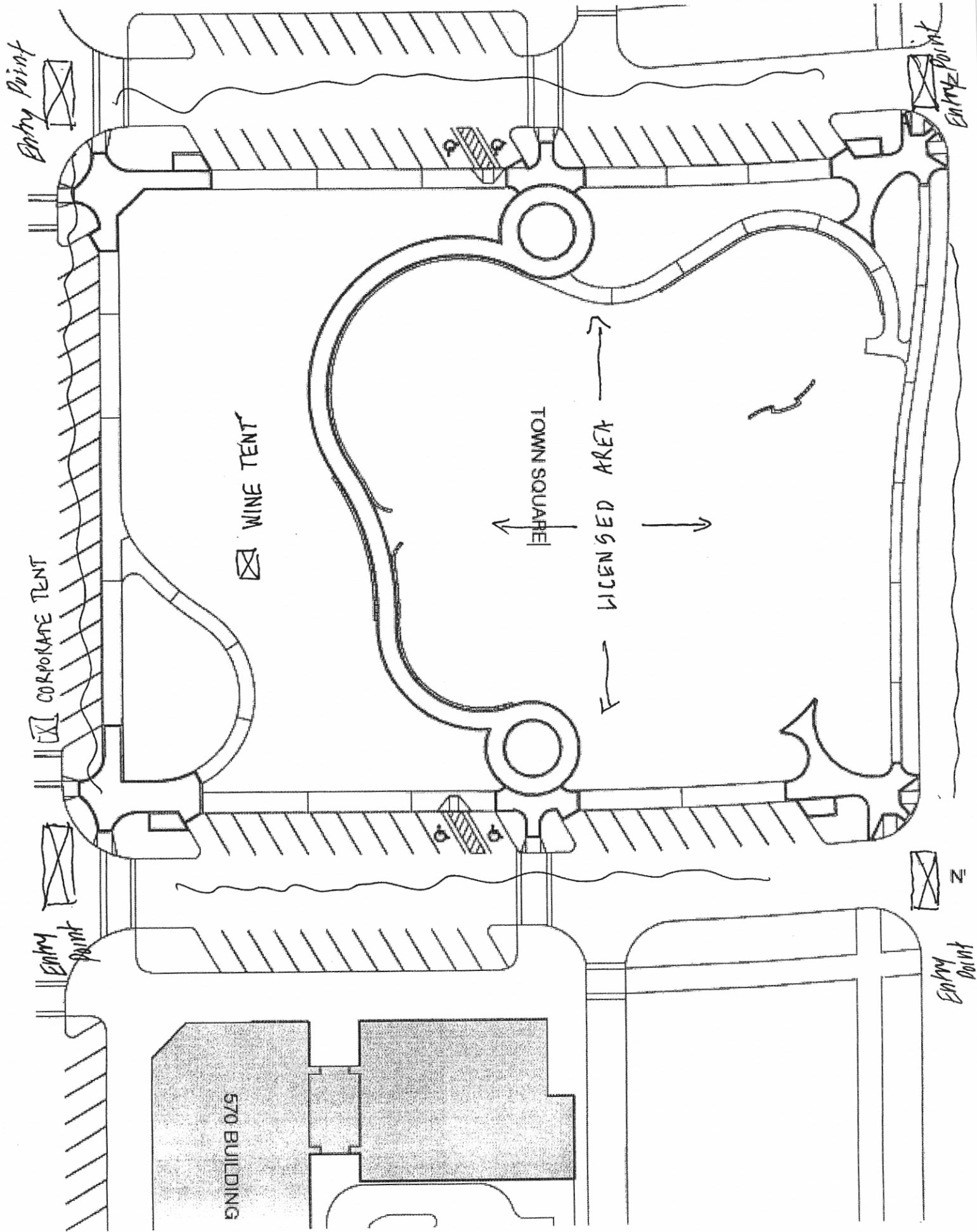
1. Number of Entry & Exit Points & Dimensions: 4  
(height & width) ( N/A x roughly 10 x 10 ft area )
2. Size & location of tent(s): N/A  
(heights, width, depth) ( \_\_\_\_\_ x \_\_\_\_\_ x \_\_\_\_\_ )
3. Size of area being used: \_\_\_\_\_  
(height & width) ( - x 299 x 243 foot area )
4. Location & type of cooking equipment (if used) N/A  
\_\_\_\_\_
5. Location of tables & chairs: N/A  
(If stage for band provided & dance area, show dimensions & site on drawing.) \_\_\_\_\_
6. Height & type of fencing to be used: N/A  
(height) ( \_\_\_\_\_ )





*The area inside the barricades will be under the SPL*

SINCLAIR hill architects





June 13, 2011

James Arthur Vineyards  
%Mr. James Ballard  
2001 W Raymond Road  
Raymond NE 68428

Re: SDL Events - Fallbrook Farmers' Market

Dear Mr. Ballard:

The purpose of this letter is to advise you that your application for Special Designated Licenses for sampling of your products at the Fallbrook Farmers' Market requires a hearing before the City Council. The public hearing date is **Monday, June 20, 2011, at 3:00 p.m.** It is important that you attend this meeting to present your application and to answer questions of the City Council. The City Council Chambers is located on the first floor of the County-City Building at 555 South 10<sup>th</sup> Street.

If you have any questions in regard to this matter, do not hesitate to contact me at 441-7438 or email [jross@ci.lincoln.ne.us](mailto:jross@ci.lincoln.ne.us).

Sincerely,

Joan E. Ross, CMC  
City Clerk